

disability, illness or other good cause as may be determined by the board.

B. The license of a clinical exercise physiologist which has expired by nonrenewal or been revoked for failure to satisfy continuing professional education requirements of these Rules may be reinstated by the board upon written application to the board, accompanied by payment of the reinstatement fee prescribed by §3745.B hereof, together with documentation and certification that the applicant has, for each calendar year since the date on which the applicant's license lapsed, expired or was revoked, completed and aggregate of 10 contact hours (1.0 CEU) of qualifying continuing professional education.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3421-3433 and R.S. 37:1270(A)(6).

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Medical Examiners, LR 23:411 (April 1997).

§3765. Waiver of Requirements

The board may, in its discretion and upon the recommendation of the Advisory Committee, waive all or part of continuing professional education required by these Rules in favor of a clinical exercise physiologist who makes written request for such waiver to the board and evidences to the satisfaction of the board a permanent physical disability, illness, financial hardship or other similar extenuating circumstances precluding the individual's satisfaction of the continuing professional education requirements.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3421-3433 and R.S. 37:1270(A)(6).

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Medical Examiners, LR 23:412 (April 1997).

§3767. Exception to Continuing Professional Education Requirements

The continuing professional education requirements prescribed by this Subchapter as requisite to renewal of licensure shall not be applicable to a clinical exercise physiologist who has held an initial license on the basis of examination for a period of less than one year.

AUTHORITY NOTE: Promulgated in accordance with R.S. 37:3421-3433 and R.S. 37:1270(A)(6).

HISTORICAL NOTE: Promulgated by the Department of Health and Hospitals, Board of Medical Examiners, LR 23:412 (April 1997).

Delmar Rorison
Executive Director

9704#024

RULE

**Department of Health and Hospitals
Office of Public Health**

Sanitary Code—Permits (Chapter I)

In accordance with the Administrative Procedure Act, R.S. 49:950 et seq., the secretary of the Department of Health and Hospitals has amended Chapter I of the State Sanitary Code to establish a procedure for dealing with those individuals who pay for a permit with a check that is ultimately returned for nonsufficient funds.

Chapter I. General Provisions

1:010-1 If any permit requiring a fee is paid for by a check that is returned for insufficient funds, closed account, stop payment, or for any other reason, the permit holder must reimburse the appropriate agency within 30 days of notification that their check has been returned. Failure to comply with this Part shall be sufficient grounds for the revocation of said permit.

Bobby P. Jindal
Secretary

9704#041

RULE

**Department of Health and Hospitals
Office of Public Health**

**Sanitary Code—Toledo Bend
Reservoir and Sabine River (Chapter I)**

In accordance with the Administrative Procedure Act, R.S. 49:950 et seq., the secretary of the Department of Health and Hospitals has amended Chapter I of the Sanitary Code, Section 1:007-21 A.3 and Section 1:007-21 B to be in compliance with R.S. 40:1152 and 40:1153 wherein the Toledo Bend Reservoir and the Sabine River were added to those statutes.

Chapter I. General Provisions

1:007-21 A.3 In cases involving pollution of streams or rivers and located outside the Lake Pontchartrain, Toledo Bend Reservoir, the Sabine River, their drainage basins, or associated waterways, and pursuant to a decision of the hearing officer/administrative law judge;

1:007-21 B Pursuant to the provisions of R.S. 40:1152 and 40:1153, the state health officer acting through the Office of Public Health, in cases involving pollution of Lake Pontchartrain, Toledo Bend Reservoir, the Sabine River, their drainage basins, or associated waterways, and pursuant to a decision of the hearing officer/administrative law judge;

Bobby P. Jindal
Secretary

9704#057

RULE

**Department of Health and Hospitals
Office of the Secretary
Bureau of Health Services Financing**

Ambulatory Surgical Centers (LAC 48:1.4539)

The Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing amends the

licensing Regulations for ambulatory surgical centers as authorized by R.S. 40:2131-2141. This Rule is amended in accordance with the provisions of the Administrative Procedure Act, R.S. 49:950 et seq.

Title 48

PUBLIC HEALTH—GENERAL

Part I. General Administration

Subpart 3. Licensing and Certification

Chapter 45. Ambulatory Surgical Center

§4539. Nursing Personnel

A. - G. ...

1. Delete

H - I. ...

AUTHORITY NOTE: Promulgated in accordance with R.S. 40:2131-2143.

HISTORICAL NOTE: Promulgated by the Department of Health and Human Resources, Office of the Secretary, Division of Licensing and Certification, LR 13:246 (April 1987), amended by the Department of Health and Hospitals, Office of the Secretary, LR 23:413 (April 1997).

Bobby P. Jindal
Secretary

9701#048

RULE

Department of Health and Hospitals Office of the Secretary Bureau of Health Services Financing

Durable Medical Equipment—Customized Wheelchairs

The Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing adopts the following Rule in the Medical Assistance Program as authorized by R.S. 46:153 and pursuant to Title XIX of the Social Security Act. This Rule is adopted in accordance with the Administrative Procedure Act, R.S. 49:950 et seq.

Rule

The Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing revises the methodology for reimbursing providers of customized wheelchairs from a bidding system to a formula pricing system based on the manufacturer's suggested retail price minus 15 percent for manual custom wheelchairs, and minus 12 percent for electric custom wheelchairs.

Bobby P. Jindal
Secretary

9704#050

RULE

Department of Health and Hospitals Office of the Secretary Bureau of Health Services Financing

Early Periodic Screening Diagnosis and Treatment (EPSDT) Program—Follow-up Medical Screening and Rehabilitation Services

The Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing adopts the following Rule in the Medical Assistance Program as authorized by R.S. 46:153 and pursuant to Title XIX of the Social Security Act. This Rule is adopted in accordance with the Administrative Procedure Act, R.S. 49:950 et seq.

Rule

The Department of Health and Hospitals, Office of the Secretary, Bureau of Health Services Financing establishes the following reimbursement methodology for follow-up medical screening and rehabilitation services provided under the Early Periodic Screening Diagnostic and Treatment (EPSDT) Program:

A. Reimbursement for follow-up medical screening services included under the EPSDT Program is reduced for the following procedure codes.

Procedure Codes	Description	New Rate
X0180	Consult EPSDT-New Dx by Nurse	\$13.71
X0181	Consult EPSDT-New Dx by Nutrition	\$13.71
X0182	Consult EPSDT-New Dx by Social Worker	\$13.71
X0187	Consult EPSDT-Scrn Dx-by Nurse	\$13.71
X0188	Consult EPSDT-Scrn Dx-by Nutrition	\$13.71
X0189	Consult EPSDT-Scrn Dx-by Social Worker	\$13.71

B. The reimbursement for rehabilitation services provided to Medicaid recipients under 21 years of age included in an Individual Education Plan or Individual/Family Service Plan and provided by school boards or early intervention centers covered under the Early Periodic Screening, Diagnostic Testing and Treatment (EPSDT) Program is reduced by 10 percent, and the rehabilitation services include evaluation and treatment services for speech, occupational, physical, and psychological therapies as well as audiological services.

Bobby P. Jindal
Secretary

9704#046